

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

PROSPECT AIRPORT SERVICES, INC.
Employer

and

Case 04-RC-085852

UNITED CONSTRUCTION TRADES AND
INDUSTRIAL EMPLOYEES UNION LOCAL 621
Petitioner

and

SERVICE EMPLOYEES INTERNATIONAL UNION,
LOCAL 32BJ
Intervenor

ORDER

The Employer's Request for Review of the Regional Director's Decision and Direction of Election is denied as it raises no substantial issues warranting review.¹

MARK GASTON PEARCE,	CHAIRMAN
HARRY I. JOHNSON, III,	MEMBER
LAUREN McFERRAN,	MEMBER

Dated, Washington, D.C., March 31, 2015.

¹ Member Johnson would grant review to determine whether the carrier US Airways exercised meaningful control over the Employer's personnel decisions. In this regard, the evidence shows that the Employer's contract with US Airways gives the carrier the right to require that employees be removed from their account. Member Johnson would evaluate the record evidence regarding whether the Employer terminated individuals following a request from US Airways that the employee be removed from the account. It is Member Johnson's view that review is especially important for a thorough consideration of the issues where, as in this case, we are attempting to apply another agency's jurisdictional law rather than our own.